



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Color Country District Office

Cedar City Field Office

176 East DL Sargent Drive

Cedar City, UT 84721

Telephone (435) 586-2401

www.blm.gov/ut/st/en/fo/cedar_city.html



In Reply Refer To:

3602: UTU-73390-A3

UTC010

May 18, 2009

Mr. Niles Veal, Permit Manager
Twin Mountain Rock Company
P.O. Box 1009
Sheridan, WY 82801

Dear Mr. Veal:

This letter responds to a telephone inquiry you made through Ed Ginouves of my staff on May 18, 2009. In that conversation, you requested guidance regarding a potential transfer of Twin Mountain Rock Co.'s (TMR) current sales contract at the Milford Ballast Rock Quarry to another operator. The quarry is permitted as a large mine permit M/001/036 by the State of Utah, Division of Oil, Gas, and Mining and currently authorized through sales contract UTU-73390-A3 by the BLM Cedar City Field Office.

The applicable regulations covering assignment of sales contracts is found at 43 CFR 3602.24-.26. An assignment would transfer all terms and conditions in Twin Mtn.'s current five year sales contract to the assignee, effective the date of the assignment.

For the assignment to be accepted and approved by this office, the assignee will need to provide the following:

1. A statement by the assignee that all references in the existing contract (contract number UTU-73390-A3, dated October 23, 2008) to "Twin Mtn. Rock Company", or its equivalent, are to be replaced by the assignee's name and that the assignee accepts all terms and conditions in said contract.
2. That the assignee has, or will obtain, an approved transfer of large mine permit M/001/036 with attached reclamation surety, prior to the effective date of the assignment.

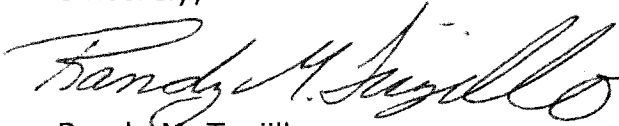
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DIV. OF OIL, GAS & MINING 0003

Should you have any further questions regarding this matter, feel free to contact Ed Ginouves of my staff, at 435-865-3040.

Sincerely,

A handwritten signature in cursive script, reading "Randy M. Trujillo". The signature is fluid and stylized, with the first name "Randy" being more prominent.

Randy M. Trujillo
Acting Field Office Manager

cc:

Tom Munson, DOGM

Mr. Craig Pfingsten, General Manager – Western Quarries Division Group, Twin Mountain Rock Company, P.O. Box 578, 70001 US Hwy 75, Fort Calhoun, NE 68023

Mr. Ken Avery, Superintendent, Milford Quarry, 178 W 600 N, Milford, UT 84751